

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

JUAN COSTILLA, )  
Plaintiff, )  
 )  
v. )              **JUDGMENT**  
 )  
 )  
CHARLES HARDEE, )  
Defendant. )  
 )  
No. 4:13-CV-6-F

**Decision by Court.**

This action came before the Honorable James C. Fox, Senior United States District Judge, for ruling as follows.

**IT IS ORDERED, ADJUDGED AND DECREED** that the complaint in this action does not contain any allegations suggesting that Plaintiff is in imminent danger of serious physical injury. Accordingly, pursuant to 28 U.S.C. § 1915(g), this action hereby is DISMISSED.

**This Judgment Filed and Entered on January 16, 2013, and Copies To:**

Juan Costilla (via regular mail to #0959190, Hyde Correctional Institution, P.O. Box 278, Swan Quarter, NC 27885)

DATE  
January 16, 2013

JULIE A. RICHARDS, CLERK  
/s/ Susan K. Edwards  
(By) Susan K. Edwards, Deputy Clerk